

EXHIBITS 27-38

REDACTED IN THEIR ENTIRETY

EXHIBIT 39

SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549
Form 10-K

☒ **ANNUAL REPORT PURSUANT TO SECTION 13 OR 15(d)
OF THE SECURITIES EXCHANGE ACT OF 1934**

For the fiscal year ended January 2, 2005

or

☐ **TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d)
OF THE SECURITIES EXCHANGE ACT OF 1934**

For the transition period from to .

Commission file number: 000-30361

Illumina, Inc.

(Exact name of Registrant as Specified in Its Charter)

Delaware
*(State or other Jurisdiction of
Incorporation or Organization)*

33-0804655
*(I.R.S. Employer
Identification No.)*

**9885 Towne Centre Drive,
San Diego, California**
(Address of Principal Executive Offices)

92121
(zip code)

Registrant's telephone number, including area code:
(858) 202-4500

Securities registered pursuant to Section 12(b) of the Act:
None

Securities registered pursuant to Section 12(g) of the Act:
Common Stock, \$.01 par value
(Title of class)

Indicate by check mark whether the Registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the Registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes ☒ No ☐

Indicate by check mark if disclosure of delinquent filers pursuant to Item 405 of Regulation S-K is not contained herein, and will not be contained, to the best of Registrant's knowledge, in definitive proxy or information statements incorporated by reference in Part III of this Form 10-K or any amendment to this Form 10-K. ☐

Indicate by check mark whether the registrant is an accelerated filer (as defined in Rule 12b-2 of the Act). Yes ☒ No ☐

As of January 31, 2005, there were 38,124,708 shares of the Registrant's Common Stock outstanding. The aggregate market value of the Common Stock held by non-affiliates of the Registrant (based on the closing price for the Common Stock on the Nasdaq National Market on June 30, 2004) was approximately \$211,848,212. This amount excludes an aggregate of 4,291,431 shares of common stock held by officers and directors and each person known by the Registrant to own 10% or more of the outstanding common stock. Exclusion of shares held by any person should not be construed to indicate that such person possesses the power, direct or indirect, to direct or cause the direction of management or policies of the Registrant, or that such person is controlled by or under common control with the Registrant.

DOCUMENTS INCORPORATED BY REFERENCE

Portions of the Registrant's definitive proxy statement for the annual meeting of stockholders expected to be held on May 19, 2005 are incorporated by reference into Part III of this Report.

ILLUMINA, INC.
CONSOLIDATED STATEMENTS OF OPERATIONS

	Year Ended January 2, 2005	Year Ended December 28, 2003	Year Ended December 29, 2002
	(In thousands except per share amounts)		
Revenue			
Product revenue	\$ 40,497	\$ 18,378	\$ 4,103
Service revenue	8,075	6,496	3,305
Research revenue	2,011	3,161	2,632
Total revenue	<u>50,583</u>	<u>28,035</u>	<u>10,040</u>
Costs and expenses:			
Cost of product revenue	11,572	7,437	1,815
Cost of service revenue	1,687	2,600	1,721
Research and development	21,114	22,511	26,848
Selling, general and administrative	25,080	18,899	9,099
Amortization of deferred compensation and other stock-based compensation charges	844	2,454	4,360
Litigation judgment (settlement)	(4,201)	756	8,052
Total costs and expenses	<u>56,096</u>	<u>54,657</u>	<u>51,895</u>
Loss from operations	(5,513)	(26,622)	(41,855)
Interest income	941	1,821	3,805
Interest and other expense	(1,653)	(2,262)	(2,281)
Net loss	<u>\$ (6,225)</u>	<u>\$ (27,063)</u>	<u>\$ (40,331)</u>
Net loss per share, basic and diluted	<u>\$ (0.17)</u>	<u>\$ (0.85)</u>	<u>\$ (1.31)</u>
Shares used in calculating net loss per share, basic and diluted	<u>35,845</u>	<u>31,925</u>	<u>30,890</u>
The composition of stock-based compensation is as follows:			
Research and development	\$ 348	\$ 1,289	\$ 2,399
Selling, general and administrative	496	1,165	1,961
	<u>\$ 844</u>	<u>\$ 2,454</u>	<u>\$ 4,360</u>

See accompanying notes.

EXHIBIT 40

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549
Form 10-K

☒ **ANNUAL REPORT PURSUANT TO SECTION 13 OR 15(d)
OF THE SECURITIES EXCHANGE ACT OF 1934**

For the fiscal year ended January 1, 2006

or

☐ **TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE
SECURITIES EXCHANGE ACT OF 1934**

For the transition period from to .
Commission file number: 000-30361

Illumina, Inc.

(Exact name of Registrant as Specified in Its Charter)

Delaware
*(State or other Jurisdiction of
Incorporation or Organization)*
9885 Towne Centre Drive,
San Diego, California
(Address of Principal Executive Offices)

33-0804655
*(I.R.S. Employer
Identification No.)*

92121
(zip code)

Registrant's telephone number, including area code:
(858) 202-4500

Securities registered pursuant to Section 12(b) of the Act:
None

Securities registered pursuant to Section 12(g) of the Act:
Common Stock, \$0.01 par value
(Title of class)

Indicate by check mark if the registrant is a well-known seasoned issuer, as defined in Rule 405 of the Securities Act
Yes ☐ No ☒

Indicate by check mark if the registrant is not required to file reports pursuant to Section 13 or Section 15(d) of the Act.
Yes ☐ No ☒

Indicate by check mark whether the Registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the Registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes ☒ No ☐

Indicate by check mark if disclosure of delinquent filers pursuant to Item 405 of Regulation S-K is not contained herein, and will not be contained, to the best of Registrant's knowledge, in definitive proxy or information statements incorporated by reference in Part III of this Form 10-K or any amendment to this Form 10-K. ☒

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, or a non-accelerated filer. See definition of "accelerated filer and large accelerated filer" in Rule 12b-2 of the Exchange Act. (Check one):

Large accelerated filer ☐

Accelerated filer ☒

Non-accelerated filer ☐

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes ☐ No ☒

As of January 31, 2006, there were 41,269,312 shares of the Registrant's Common Stock outstanding. The aggregate market value of the Common Stock held by non-affiliates of the Registrant as of July 1, 2005 (the last business day of the Registrant's most recently completed second fiscal quarter), based on the closing price for the Common Stock on the Nasdaq National Market on that date, was \$463,243,240. This amount excludes an aggregate of 2,892,533 shares of Common Stock held by officers and directors and each person known by the Registrant to own 10% or more of the outstanding Common Stock. Exclusion of shares held by any person should not be construed to indicate that such person possesses the power, directly or indirectly, to direct or cause the direction of the management or policies of the Registrant, or that the Registrant is controlled by or under common control with such person.

DOCUMENTS INCORPORATED BY REFERENCE

Portions of the Registrant's definitive proxy statement for the annual meeting of stockholders expected to be held on June 8, 2006

ILLUMINA, INC.
CONSOLIDATED STATEMENTS OF OPERATIONS

	Year Ended January 1, 2006	Year Ended January 2, 2005	Year Ended December 28, 2003
	(In thousands, except per share amounts)		
Revenue			
Product revenue	\$ 57,752	\$ 40,497	\$ 18,378
Service and other revenue	13,935	8,075	6,496
Research revenue	1,814	2,011	3,161
Total revenue	<u>73,501</u>	<u>50,583</u>	<u>28,035</u>
Costs and expenses:			
Cost of product revenue	19,920	11,572	7,437
Cost of service and other revenue	3,261	1,687	2,600
Research and development	27,725	21,114	22,511
Selling, general and administrative	27,972	25,080	18,899
Acquired in-process research and development	15,800	—	—
Amortization of deferred compensation and other stock-based compensation charges	270	844	2,454
Litigation judgment (settlement), net	—	(4,201)	756
Total costs and expenses	<u>94,948</u>	<u>56,096</u>	<u>54,657</u>
Loss from operations	(21,447)	(5,513)	(26,622)
Interest income	1,404	941	1,821
Interest and other expense	(831)	(1,653)	(2,262)
Net loss	<u>\$ (20,874)</u>	<u>\$ (6,225)</u>	<u>\$ (27,063)</u>
Net loss per share, basic and diluted	<u>\$ (0.52)</u>	<u>\$ (0.17)</u>	<u>\$ (0.85)</u>
Shares used in calculating net loss per share, basic and diluted	<u>40,147</u>	<u>35,845</u>	<u>31,925</u>
The composition of stock-based compensation is as follows:			
Research and development	\$ 84	\$ 348	\$ 1,289
Selling, general and administrative	186	496	1,165
	<u>\$ 270</u>	<u>\$ 844</u>	<u>\$ 2,454</u>

See accompanying notes to the consolidated financial statements

EXHIBITS 41

REDACTED IN ITS ENTIRETY

EXHIBITS 42

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